FA No. 748 of 2001
(Old No. 709 of 1987)
Hon'ble B. C. Kandpal, J.
(Misc. Application No. 14126 of 2006)

Heard Sri Ashish Joshi, learned counsel for the applicant/respondent, Sri Rajendra Dobhal, learned counsel for the appellant on the misc. application and perused the affidavit filed in support thereto.

Sri Ashish Joshi, learned counsel for the respondent has invited my attention towards the decision dated 23.12.2002 of Zonal Credit Committee which is annexed as Annexure A-1 to the application filed by the respondent. The decision taken by the Committee shows that the Bank is not interested to contest the case further.

The respondent has thus moved an application for dismissing the First Appeal as infructuous, in view of the circumstance that the respondent – State Bank of India is not interested to context the case further.

Learned counsel for the appellant has no objection to the application filed by the respondent.

In view of the aforesaid facts and circumstances of the case, the appeal is dismissed being infrucuous.

Consequently, the Misc. Application is disposed of.

The stay order, if any, stands vacated.

(B.C. Kandpal, J.)

23.11.2006
ASWAL